

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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TONI FIORE, JADE D'AMARIO, SEAN DUNN,  
and JOSHUA DUNN on behalf of themselves and  
all others similarly situated,

Plaintiffs,

No. 20-CV-3744 (CS)

- against -

THE UNIVERSITY OF TAMPA,

Defendant.

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**NOTICE TO FLORIDA ATTORNEY GENERAL OF CONSTITUTIONAL  
CHALLENGE TO STATE STATUORY PROVISION**

In accordance with 28 U.S.C. § 2403(b) and Federal Rule of Civil Procedure 5.1(b), the Court certifies to the Florida Attorney General that an action has been filed in this Court, *Fiore et al. v. University of Tampa*, No. 7:20-CV-3744, wherein the constitutionality of a Florida state statute is drawn into question, specifically:

§ 768.39, Florida Statutes (2021)

The Clerk is respectfully directed to send, via certified mail, a copy of (1) this Notice, (2) the docket sheet in this case, (3) Plaintiffs' Supplemental Memorandum of Law Regarding Florida Statute § 768.39, (ECF No. 40), and (4) Plaintiffs' Notice Pursuant to Fed. R. Civ. P. 5.1(a)(1), (ECF No. 41), to:

Attorney General Ashley Moody  
Office of the Attorney General  
The Capitol Building, PL-01  
400 South Monroe Street  
Tallahassee, Florida 32399

Dated: September 14, 2021  
White Plains, New York

  
CATHY SEIBEL, U.S.D.J.